

**BEFORE THE
ALABAMA ENVIRONMENTAL MANAGEMENT COMMISSION**

BOBBY LEWIS and MICHAEL DEL
VECCHIO,

Petitioners,

v.

ALABAMA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT,

Respondent,

CITY OF DOTHAN, ALABAMA,

Intervenor.

DOCKET NO. 16-01

SOLIDWASTE DISPOSAL
FACILITY PERMIT
NO. 35-06

**RECOMMENDATION OF THE
ADMINISTRATIVE LAW JUDGE ON DEPARTMENT'S SUGGESTION OF
MOOTNESS**

Before the undersigned is the Department's Suggestion of Mootness together with the Department's letter rescinding the issuance of the modified permit that is the subject of this appeal and the Petitioners' Response to the Department's Suggestion of Mootness. Upon consideration of these filings; the undersigned finds that:

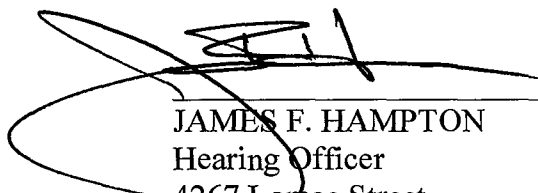
1. On October 21, 2013, the Alabama Department of Environmental Management issued Solid Waste Disposal Facility Permit No. 35-06 to the City of Dothan to operate a solid waste disposal facility, known as the City of Dothan Sanitary Landfill.
2. On January 8, 2016, the Alabama Department of Environmental Management issued a modification of Solid Waste Disposal Facility Permit No. 35-06 to the City of Dothan.

3. The issuance of Modification of Solid Waste Disposal Permit No. 35-06 dated January 8, 2016, was rescinded and revoked by the Alabama Department of Environmental Management, on June 10, 2016.

4. Because the administrative action contested in this Hearing is no more, this matter is now moot.

Therefore, the Administrative Law Judge does hereby recommend that the Alabama Environmental Management Commission DISMISS as MOOT, the present Request for Hearing contesting the January 8, 2016 Modified Solid Waste Disposal Permit No. 35-06 to the City of Dothan.

DONE this 20th day of June, 2016.



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